

REMARKS

Claims 1, 2, 9, 17, and 18 are amended to further clarify the claimed embodiments of the present invention. The amendments are supported by the specification. No new matter is added.

Rejections under 35 U.S.C. § 103(b):

Claims 1-20 were rejected under 35 U.S.C. § 103 as being anticipated by Shrader et al. (hereinafter "Shrader"), U.S. Patent No. 6,473,894 in view of US Patent Publication 2002/0107680 to Duggan et al. (hereinafter "Duggan") Applicants respectfully request reconsideration of these rejections in light of the amendments and arguments contained herein.

The claimed embodiments of the present invention provide an application launcher testing system to test application launchers. Among other features, as further clarified by the amended claims, embodiments of the present invention include a test monitor in communication with the HTTP server and the status server, wherein the test monitor receives a query status from the HTTP server based upon a comparison with a query rules file provided to the HTTP server from the test monitor. Shrader is silent as to a query rules file being provided to the HTTP server from the test monitor. More particularly, the test run program of Shrader reads a test input file that includes test parameters (see column 4, lines 25-50). Nowhere does Shrader disclose delivering a query rules file to the HTTP server and furthermore, there is no need to modify Shrader to include this feature as Shrader has no use for this functionality. In addition, Duggan does nothing to cure the above-mentioned deficiencies of Shrader. Applicants respectfully request that the Examiner specify where

Shrader, or Shrader in combination with Duggan, disclose a query rules file that is provided to the HTTP server from the Test Run Program if this rejection is maintained.

Accordingly, after entry of the present Amendment, the application is now in a condition for allowance. A Notice of Allowance is therefore respectfully requested. If the Examiner has any questions concerning the present Amendment, the Examiner is kindly requested to contact the undersigned at (408) 774-6921. If any other fees are due in connection with filing this Amendment, the Commissioner is also authorized to charge Deposit Account No. 50-0805 (Order No. SUNMP019). A duplicate copy of the transmittal is enclosed for this purpose.

Respectfully submitted,
MARTINE PENILLA & GENCARELLA, LLP



Michael L. Gencarella Esq.
Reg. No. 44,703

710 Lakeway Drive, Suite 200
Sunnyvale, CA 94085
Telephone: (408) 749-6900
Facsimile: (408) 749-6901
Customer No. 25920